

**IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE**

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MARGARET WIKE, on behalf of herself  
and all others similarly situated,

Plaintiff,

v.

VERTRUE, INC.  
f/k/a MEMBERWORKS, INC.,

Defendant.

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Case No. 3:06-0204

Judge Echols/Brown

CLASS ACTION

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**MOTION FOR LEAVE TO FILE REPLY BRIEF IN SUPPORT OF  
MOTION FOR PROTECTIVE ORDER TO STAY CLASS DISCOVERY**

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Defendant Vertrue Incorporated s/h/a Vertrue, Inc. f/k/a Memberworks, Inc. ("Vertrue") hereby moves, pursuant to Local Rule 7.01(b), for leave to file a reply memorandum to Plaintiff's Memorandum of Law in Support of Its Opposition to Defendant's Motion for Protective Order to Stay Class Discovery (Docket No. 62 (filed 8/24/06)) ("Response").

In support of this Motion, Vertrue submits its proposed reply memorandum (Exhibit A hereto). As grounds for this Motion, Vertrue states that the attached reply memorandum succinctly replies to certain arguments made by Plaintiff in her Response and will assist the Court in its consideration of the pending Motion to for Protective Order to Stay Class Discovery.

Respectfully submitted,

/s/ Robert A. Horowitz

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing is being served via the Court's

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*Attorneys for Margaret Wike  
and all other similarly situated*

on this the 31st day of August, 2006.

/s/ Robert A. Horowitz

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